IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the May 06th, 2006
Criminal Misc. Bail Application No. 374 of 2006
Order on the bail application of accused

CRIMINAL SIDE

Sagar Gine
S/o Phool Chandra
R/o Mukandpur Thana Gadarpur
District U.S. Nagar ……..Applicant

Versus

State of Uttaranchal ……Opposite Party

Arising out of case crime No. 75/2006
Under Section 307/506 IPC
Thana Gadarpur
District U.S. Nagar

Hon'ble J.C.S.Rawat,J.

Heard Sri G.C.Kandpal learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. It is alleged in the FIR that on the date of incident one Santosh Kumar Saxena was standing on the road. It was further alleged that Amarjeet & his father Sagar attacked on the injured with 'pattal' and 'danda' respectively. It was also alleged in the FIR that both the persons assaulted the injured by 'pattal' and 'danda'. It was contended that medical report shows that the victim sustained one injury on his person and the same could be caused by the sharp edged weapon. It was further contended that there is no injury on the person of the injured which can be caused by 'danda'. It was also contended that the presence of the present applicant is doubtful. Learned AGA refuted the contentions.

Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the Magistrate concerned.

(**J.C.S.Rawat,J.)**

Dated 06.05.2006
LSR